



Dep/Ref  
# 377

PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 JAN 15 11:02 AM

re the Appln of:

HOLM et al

Serial No.: 10/724,233

Group Art Unit: UNKNOWN  
US PATENT & TRADEMARK OFFICE

Filed: December 1, 2003

Examiner: NOT ASSIGNED

For: METHOD FOR PREPARING A LIGAND PRESENTING  
ASSEMBLY (LPA), AN LPA AND USES THEREOF

REQUEST FOR REFUND

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In the above identified case, Deposit Account 06-1358 has been improperly debited. By this paper, a credit to deposit account 06-1358 is requested. An explanation of the debiting error is set out below, and copies of all documents in support of this request are attached.

Explanation of Error:

- ☐ Large Entity fee charged to Small Entity
- ☐ Fee should not have been charged to PTO account because it was paid by check
- ☒ Fee should not have been charged to PTO account because application was filed under 37 C.F.R. §1.53(f)

Type of Charge and Amount of Refund Requested:

<input checked="" type="checkbox"/> Filing fee	\$ 385.00
<input checked="" type="checkbox"/> Independent claim in excess of 3	\$ 43.00
<input type="checkbox"/> Maintenance surcharge (late fee)	
<input type="checkbox"/> Oath or Declaration surcharge (late fee)	
<input type="checkbox"/> Maintenance fee	
<input type="checkbox"/> Other (see comments)	
TOTAL REFUND REQUESTED \$ 428.00	
=====	

Comments:

This application was filed with the U.S. Patent and Trademark Office (PTO) on December 1, 2003. At the time the application was filed, paragraph 4 of the Request Form and Formalities Preliminary Amendment for Filing a Patent Application Under 37 C.F.R. 1.53(b) ("Request Form") submitting the application stated:

This application is filed under 37 C.F.R. §1.53(f) and therefore the [X] Filing Fee ... is not enclosed. All authorization to charge Deposit Account No. 06-1358 for 35 C.F.R. 1.16 fees previously made is revoked.

Therefore, there should have been no charge to undersigned counsel's deposit account, pending receipt of the documents to be filed in response to the Notice to File Missing Parts of Application to be issued by the PTO.

A copy of the December 1, 2003 Request Form is attached. Also attached is a copy of the post card, dated stamped received by the Patent & Trademark Office on "MAR 01 1999" which also indicates in capital letters at the top:

FILED WITHOUT FEES UNDER 37 C.F.R. §1.53

Finally, a copy of undersigned counsel's December 2003 Monthly Statement of Deposit Account reflecting the improper \$428 charge to its account is also attached.

Therefore, it is respectfully requested that Deposit Account 06-1358 be credited in the amount of \$428.

Attached documents:

- X Deposit account statement (highlighted)
- X Copy of December 1, 2003 Request Form
- X Copy of the postcard, bearing the PTO mail room stamp of DEC 1, 2003

Respectfully submitted,

JACOBSON HOLMAN, PLLC

By: Harvey B. Jacobson, Jr.  
HARVEY B. JACOBSON, JR.  
Reg. No. 20,851

400 Seventh Street, N.W.  
Washington, D.C. 20004-2201  
202/638-6666  
Atty. Dkt. No.: P63882US1  
HBJ/lhs  
Dated: January 11, 2004

PATENT AND TRADEMARK  
OFFICE  
2004 JAN 15 PM 12:35

PATENT APPLICATION SERIAL NO. \_\_\_\_\_

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

12/03/2003 GWORDOF1 00000057 061358 10724233

01 FC:2001 385.00 DA  
02 FC:2201 43.00 DA

Adjustment date: 01/28/2004 SDIRETA1  
12/03/2003 GWORDOF1 00000057 061358 10724233  
01 FC:2001 385.00 CR  
02 FC:2201 43.00 CR

PTO-1556  
(5/87)

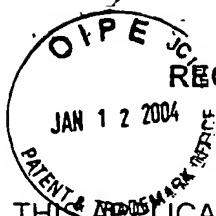
United States  
Patent and  
Trademark OfficePATENT MARKED JANDOE  
DATE

2004 JAN 15 PM 12:35

US PATENT & TRADEMARK  
OFFICEDeposit Account Statement

Requested Statement Month: December 2003  
Deposit Account Number: 061358  
Name: JACOBSON PRICE HOLMAN & STERN  
Attention: BRUCE LETCHWORTH  
Address: 400 SEVENTH STREET, N. W.  
City: WASHINGTON  
State: DC  
Zip: 20004

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
12/01	124	60429403	JCH 11472P68382US0	8007	\$40.00	\$7,864.74
12/01	125	60429236	JCH 11472P68380US0	8007	\$40.00	\$7,824.74
12/01	126	60429312	JCH 11472P68381US0	8007	\$40.00	\$7,784.74
12/01	127	60384083	JCH 11472P67920US0	8007	\$20.00	\$7,764.74
12/01	261	2159930	6WL 11934/I-4370	6401	\$300.00	\$7,464.74
12/02	10	10312573	MRS P68571US0	9204	-\$515.00	\$7,979.74
12/02	74	09982296	281.00010101	1252	\$10.00	\$7,969.74
<del>12/03</del>	<del>109</del>	<del>10724233</del>	<del>HST P63882US1</del>	<del>2201</del>	<del>\$385.00</del>	\$7,584.74
<del>12/03</del>	<del>110</del>	<del>10724233</del>	<del>HST P63882US1</del>	<del>2201</del>	<del>\$43.00</del>	\$7,541.74
12/04	2	1110866	SLM TO5133	6005	\$100.00	\$7,441.74
12/04	50	10196726	WEP P64774US1	2251	\$55.00	\$7,386.74
12/04	59	10725679	WEP P66870US1	1001	\$770.00	\$6,616.74
12/04	230	10611811	JCH P68977US0	2001	\$385.00	\$6,231.74
12/04	231	10611811	JCH P68977US0	2051	\$65.00	\$6,166.74
12/04	289	76519982	6WL 11932T34086US0	8507	\$315.00	\$5,851.74
12/05	6	09994683	NAH P64940US1 P64916US1	1252	\$420.00	\$5,431.74
12/05	25	2159930	6WL 11934/I-4370	6401	\$600.00	\$4,831.74
12/05	104	10639470	MRS P68247US1	1806	\$180.00	\$4,651.74
12/05	149	76505408	LNW 12935T34029EU0LNWHTP	8507	\$15.00	\$4,636.74
12/08	33	10030091	HST P67519US0	1202	-\$90.00	\$4,726.74
12/08	79	09576322	YSH 11349-P65545US0	1006	\$770.00	\$3,956.74
12/09	7	09982296	281.00010101	1252	-\$10.00	\$3,966.74
12/09	9	09982206	P63436US1	1252	\$10.00	\$3,956.74
12/09	12	10609131	HST P66259US01	2001	\$375.00	\$3,581.74
12/09	13	10609131	HST P66259US01	2201	\$42.00	\$3,539.74
12/09	110	76558464	11386T34358MXQMGGHTP	8507	\$15.00	\$3,524.74
12/09	111	76558467	11386T34358MXQMGGHTP	8507	\$15.00	\$3,509.74
12/09	112	76558465	11386T34358MXQMGGHTP	8507	\$15.00	\$3,494.74



**REQUEST FORM AND FORMALITIES PRELIMINARY AMENDMENT FOR  
FILING A PATENT APPLICATION UNDER 37 C.F.R. 1.53(b)**

Submit an original and a duplicate for fee processing

PATENT MAINTENANCE  
DUE

THIS APPLICATION:

DOCKET NUMBER

FILING DATE

PRIOR APPLICATION:

EXAMINER

ART UNIT

2004 JAN 15 20 12: 35

P63882US1

December 1, 2003

Wessendorf,  
Teresa D.

1639

US PATENT & TRADEMARK  
OFFICE

Address to: Commissioner of Patents  
Box Patent Application  
Washington, D.C. 20231

This is a request for filing a ☒ continuation or ☐ divisional application under 37 C.F.R. 1.53(b) of  
prior application Serial No. 09/408,578 filed on September 29, 1999, entitled METHOD  
FOR PREPARING A LIGAND PRESENTING ASSEMBLY (LPA), AN LPA AND USES THEREOF  
by the following inventor(s).

	Family Name	First Given Name	Second Given Name
Full Name of Inventor	Holm	Arne	
	City	State or Foreign Country	Country of Citizenship
Residence & Citizenship	Skodsborg	Denmark	Denmark
	Post Office Address	City	State & Zip Code/ Country
Post Office Address	Skodsborgparken 20, 2tv	Skodsborg	Denmark 2942

	Family Name	First Given Name	Second Given Name
Full Name of Inventor	Jørgensen	Rikke	Malene
	City	State or Foreign Country	Country of Citizenship
Residence & Citizenship	Lyngby	Denmark	Denmark
	Post Office Address	City	State & Zip Code/ Country
Post Office Address	Frem 31	Lyngby	Denmark 2800

☒ additional sheet(s) with inventors information attached

1. ☒ A Preliminary Amendment is enclosed.

2. ☒ Cancel claim(s) 1 - 65 for purposes of lessening filing fees.

2004 JAN 15 PM 12:34

US PATENT & TRADEMARK  
OFFICE

The filing fee is calculated on the basis of the claims existing in the prior application as amended by 1 and/or 2 above.

CLAIMS

Basic Fee				\$385		\$770
Total Claims	18	- 20	=	0	x 09 = \$	x 18 = \$
Ind. Claims	4	- 03	=	1	x 43 = \$43.00	x 86 = \$
[ ] Multiple Dependent Claims				+145 = \$	+290 = \$	
				Total	\$428.00	Total \$

3. [ ] The Commissioner is hereby authorized to charge fees under 37 C.F.R. 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.
4. [X] This application is filed under Rule 53(f) and therefore the [X] Filing Fee [ ] Declaration is not enclosed. All authorization to charge Deposit Account No. 06-1358 for 35 C.F.R. 1.16 fees previously made is revoked.
5. [X] A credit card payment in the amount of \$ 475.00 is enclosed.
6. [X] Amend the specification by inserting before the first line the sentence:  
  
This is a continuation of application Serial No. 09/408,578 filed September 29, 1999.  
  
[ ] which in turn is
7. [X] A verified statement claiming small entity status under 37 CFR 1.9 and 1.27:  
a) [X] was claimed by way of a declaration filed in prior application Serial No. 09/408,578.  
b) [ ] is claimed by way of the attached declaration.
8. [X] Priority of application Serial No. PA 1998 01233, filed on September 29, 1998 in Denmark is claimed under 35 U.S.C. 119.  
a) [X] Certified copy is on file in prior application, Serial No. 09/408,578.  
b) [ ] Certified copy filed herewith.
9. [X] The prior application is assigned of record to Statens Serum Institut.

10. ☒ The Power of Attorney in the prior application is to at least one of the following:  
John Clarke Holman, 22,769; Harvey B. Jacobson, Jr., 20,851; Marvin R. Stern, 20,640; Michael R. Slobasky, 26,421; Jonathan L. Scherer, 29,851; Irwin M. Aisenberg, 19,007; and William E. Player, 31,409.

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OFFICE

- a) ☒ The power appears in the original papers of the prior application.  
b) ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

11. ☒ Petition to extend the life of the above prior application to at least the date hereof

(One box) ☒ is being concurrently filed in  
NOTE: (must be) that prior application.  
(X'd) ☐ was previously filed in that application.  
☐ is not necessary.

If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)(1)-(5) to Deposit Account No. 06-1358.

12. ☐ New formal drawings are enclosed.

13. ☒ Enclosed is a copy of the Information Disclosure Statement (IDS) and PTO 1449 which was filed in Serial No. 09/408,578, filed September 29, 1999 which is relied on for an earlier filing date under 35 U.S.C. 120.

- a) ☒ More than one IDS was filed in the above Serial No. and copies of each IDS, less the documents, are enclosed.

14. ☒ Enclosed is a copy of the PTO 892 which issued in Serial No. 09/408,578, filed September 19, 1999 which is relied on for an earlier filing date under 35 U.S.C. 120.

- a) ☐ More than one PTO 892 issued in the above Serial No. \_\_\_\_\_ and copies of each PTO 892, less the documents, are enclosed.

15. ☒ Also enclosed is:

Petition for Extension of Time to reply to the Office Action of May 30, 2003 in Serial No. 09/408,578, and

Sequence Listing (paper and electronic copy).

Address all future correspondence to:

Customer No. 00136  
or  
JACOBSON HOLMAN PLLC  
The Jenifer Building  
400 Seventh Street, N.W.  
Washington, D.C. 20004-2201  
Telephone 202/638-6666

PATENT  
OFFICE

2004 JAN 15 PM 12:35

US PATENT & TRADEMARK  
OFFICE

Enclosed is a copy of the prior application including the Declaration as originally filed, application, namely Serial No. 09/408,578, filed on September 29, 1999. The entire disclosure of the prior application is hereby incorporated by reference.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By Harvey B. Jacobson, Jr.  
Harvey B. Jacobson, Jr.  
Reg. No. 20,851

400 Seventh Street, N.W.  
Washington, D.C. 20004  
(202) 638-6666  
Atty. Dkt.: P63882US1  
December 1, 2003



**ADDITIONAL INVENTORS**

PATENT MARKETING  
DIVISION

RECEIVED JAN 15 PM 12:35

US PATENT & TRADEMARK  
OFFICE

	Family Name	First Given Name	Second Given Name
Full Name of Inventor	Østergaard	Søren	
	City	State or Foreign Country	Country of Citizenship
Residence & Citizenship	Brønshøj	Denmark	Denmark
	Post Office Address	City	State & Zip Code/ Country
Post Office Address	Borrebyvej 21	Brønshøj	Denmark 2700

	Family Name	First Given Name	Second Given Name
Full Name of Inventor	Theisen	Michael	
	City	State or Foreign Country	Country of Citizenship
Residence & Citizenship	Frederiksberg	Denmark	Denmark
	Post Office Address	City	State & Zip Code/ Country
Post Office Address	N.J. Fjords Allé 20, 4 <sup>th</sup>	Frederiksberg	Denmark 1957

72

**FILED WITHOUT FEES  
UNDER 37 C.F.R. §1.53**

PATENT  
DIV.

2004 JAN 15

US PATENT & TRADEMARK  
OFFICE

Att'y Docket: P63882US1  
Serial No.: New Continuation Application  
Applicant: HOLM et al.  
Filing Date: December 1, 2003

Today's Date: December 1, 2003

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- ☒ Preliminary Amendment
- ☒ 80 pp. Specification, including 18 Claims and Abstract
- ☒ Drawings 13 Sheets
- ☒ Petition for Extension of Time - 3 months

DUE DATE: December 1, 2003

JACOBSON HOLMAN PLLC  
400 SEVENTH STREET, NW  
WASHINGTON, DC 20004





13281- U.S. PTO

**REQUEST FORM AND FORMALITIES PRELIMINARY AMENDMENT FOR  
FILING A PATENT APPLICATION UNDER 37 C.F.R. 1.53(b)**

Submit an original and a duplicate for fee processing

031088 U.S. PTO  
10/724233

120103

THIS APPLICATION:		PRIOR APPLICATION:	
DOCKET NUMBER	FILING DATE	EXAMINER	ART UNIT
P63882US1	December 1, 2003	Wessendorf, Teresa D.	1639

Address to: Commissioner of Patents  
Box Patent Application  
Washington, D.C. 20231

This is a request for filing a ☒ continuation or ☐ divisional application under 37 C.F.R. 1.53(b) of prior application Serial No. 09/408,578 filed on September 29, 1999, entitled METHOD FOR PREPARING A LIGAND PRESENTING ASSEMBLY (LPA), AN LPA AND USES THEREOF by the following inventor(s).

	Family Name	First Given Name	Second Given Name
Full Name of Inventor	Holm	Arne	
	City	State or Foreign Country	Country of Citizenship
Residence & Citizenship	Skodsborg	Denmark	Denmark
	Post Office Address	City	State & Zip Code/ Country
Post Office Address	Skodsborgparken 20, 2tv	Skodsborg	Denmark 2942

	Family Name	First Given Name	Second Given Name
Full Name of Inventor	Jørgensen	Rikke	Malene
	City	State or Foreign Country	Country of Citizenship
Residence & Citizenship	Lyngby	Denmark	Denmark
	Post Office Address	City	State & Zip Code/ Country
Post Office Address	Frem 31	Lyngby	Denmark 2800

☒ additional sheet(s) with inventors information attached

- ☒ A Preliminary Amendment is enclosed.
- ☒ Cancel claim(s) 1 - 65 for purposes of lessening filing fees.

The filing fee is calculated on the basis of the claims existing in the prior application as amended by 1 and/or 2 above.

CLAIMS

Basic Fee				\$385		\$770
Total Claims	18	- 20	=	0	x 09 = \$	x 18 = \$
Ind. Claims	4	- 03	=	1	x 43 = \$43.00	x 86 = \$
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				Total \$428.00	Total \$	

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[ ] which in turn is

7. [X] A verified statement claiming small entity status under 37 CFR 1.9 and 1.27:

a) [X] was claimed by way of a declaration filed in prior application Serial No. 09/408,578.

b) [ ] is claimed by way of the attached declaration.

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a) [X] Certified copy is on file in prior application, Serial No. 09/408,578.

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10. ☒ Th Power of Attorney in the prior application is to at least one of the following:

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a) ☒ The power appears in the original papers of the prior application.

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NOTE: (must be) that prior application.  
(X'd) ☐ was previously filed in that application.  
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a) ☒ More than one IDS was filed in the above Serial No. and copies of each IDS, less the documents, are enclosed.

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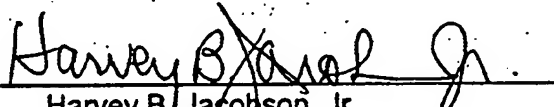
Address all future correspondence to:

Customer No. 00136  
or  
JACOBSON HOLMAN PLLC  
The Jenifer Building  
400 Seventh Street, N.W.  
Washington, D.C. 20004-2201  
Telephone 202/638-6666

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Respectfully submitted,

JACOBSON HOLMAN PLLC

By   
Harvey B. Jacobson, Jr.  
Reg. No. 20,851

400 Seventh Street, N.W.  
Washington, D.C. 20004  
(202) 638-6666  
Atty. Dkt.: P63882US1  
December 1, 2003

### ADDITIONAL INVENTORS

	Family Name	First Given Name	Second Given Name
Full Name of Inventor	Østergaard	Søren	
	City	State or Foreign Country	Country of Citizenship
Residence & Citizenship	Brønshøj	Denmark	Denmark
	Post Office Address	City	State & Zip Code/ Country
Post Office Address	Borrebyvej 21	Brønshøj	Denmark 2700

	Family Name	First Given Name	Second Given Name
Full Name of Inventor	Theisen	Michael	
	City	State or Foreign Country	Country of Citizenship
Residence & Citizenship	Frederiksberg	Denmark	Denmark
	Post Office Address	City	State & Zip Code/ Country
Post Office Address	N.J. Fjords Allé 20, 4 <sup>th</sup>	Frederiksberg	Denmark 1957